## PATENT



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: KÜNZEL-2

In re Application of:

STEFAN KÜNZEL et al.

Appl. No.: 10/815,104

Filed: March 31, 2004

For: METHOD FOR DETERMINING A ROTOR POSITION OF A SYNCHRONOUS MOTOR

Group Art Unit: 2858

## SECOND INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on <u>December 29, 2004.</u>

HENRY M. FEIEREISEN

, Name of Registered Representative

12-29-2004

Date of Signature

SIR:

In accordance with 37 C.F.R. 1.56, applicant wishes to call the attention of the Examiner to the following reference A). Applicant does not admit that any of the cited documents constitutes prior art against the pending application.

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Country:

Patent or

Patentee or

Issue or

Appl. No:

Applicant:

Filing Date:

A) IEEE Transactions on Industrial Electronics, Vol. 45, August 1998

A copy of this reference is submitted herewith along with form PTO-1449. The Examiner is requested to initial the attached form PTO-1449 and to return a copy of the initialed document to the undersigned as an indication that the attached reference has been considered and made of record.

- [] This Information Disclosure Statement is filed within three months of the filing date of a national application other than a continued prosecution application under 1.53(d), so that no fee under 37 C.F.R. §1.97 is due.
- [] This Information Disclosure Statement is filed within three months of the date of entry of the national stage as set forth in 1.491 in an international application, so that no fee under 37 C.F.R. §1.97 is due.
- [X] This Information Disclosure Statement is filed before the mailing of a first Office Action on the merits, so that no fee under 37 C.F.R. §1.97 is due.
- [] This Information Disclosure Statement is filed before the mailing of a first Office Action after the filing of a request for continued examination under §1.114, so that no fee under 37 C.F.R. §1.97 is due.
- [] This Information Disclosure Statement is filed after the issuance of a first office but before issuance of a final action under §1.113, or a notice of allowance under §1.311.

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11 This Information Disclosure Statement is submitted after the mailing of a final action or a notice of allowance, but before payment of the issue fee. 11 The undersigned submits the following statement requesting consideration of this statement: The undersigned hereby states: [] That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; [] That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement. [] The fee of \$180.00 set forth in 1.17(p). [] The Commissioner is hereby authorized to charge the fee as set forth in 1.17(p), and any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502. [] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

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The above-identified application discloses and claims an invention patentable over this prior art.

Entry of the references above set forth into the file of the above application is believed to be in order and is respectfully requested.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

Respectfully submitted

By:

Henry M. Feiereisen Agent for Applicant Reg. No. 31,084

Date: December 29, 2004 350 Fifth Avenue Suite 4714 New York, N.Y. 10118 (212) 244-5500 HMF/WS:af JAN 0 3 2005

## Form PTO-1449 U.S. Department of Commerce Patent and Trader INFORMATION DISCLOSURE CITATION Patent and Trademark Office Appl. No. Attorney's Docket No. **Applicant** STEFAN KÜNZEL et al. 10/815,104 **KÜNZEL-2** Filing Date Group **Examiner** March 31, 2004 2858 **U.S. PATENT DOCUMENTS** Filing Date, Examiner Document Date Name Class Subclass if appropriate Initial Number FOREIGN PATENT DOCUMENTS Translation Document Country Class Subclass Number OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) IEEE Transactions on Industrial Electronics, Vol. 45, No. 4, August 1998, page 682-685 **Examiner:** Date considered:

<sup>\*</sup>Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.